

ILLINOIS COMMERCE COMMISSION

MUSIC ZONE)	
)	
Complainant,)	
vs.)	Case: 02-0524
)	02-0472
PEOPLE'S ENERGY)	Consolidated
)	
Respondent.)	

COMPLAINANT'S AMENDED RESPONSE TO
RESPONDENT'S DATA REQUESTS

NOW COMES the complainant and in Response to the Data Requests, states as follows:

1. 1-Modine Hot Dawgs
hanging heater 50,000 BTU
Third Floor-common hallway installed winter 2000-
2001.

3-Rheem Criterion III
Gas furnace 150,000 BTU
Third Floor-to rooms installed winter 2000-2001
Basement Furnace-supplies heat to second floor
and other units. -Furnace is a carrier-forced-air.
2. 1-Rheem energymuser
40 gallon tank, 34,000 BTU incoming
Third Floor-installed 2001
3. Yes.
4. No.
5. Non-applicable
6. Non-applicable
7. Non-applicable.
8. Objection, irrelevant as complainant paid the gas
bill.
9. Objection irrelevant.

10. Objection irrelevant, as no cooking is done on the premises.

11. No extensive piping work has been done since January 2001 on third floor when the new furnaces and hot water heater were installed.

12. Objection-the issue has never been one of payment, but of over billing by respondent. Furthermore, all such records are already in the possession of respondent. Answering over objection, all such records in our possession are being produced.

13. See answer to number 12.

14. See answer to number 12.

15. Complainant previously filed a Complaint with the Illinois Commerce Commission against People's Gas, which resulted in the attached settlement agreement. Previous case number was 01-0326.

16. See answer to number 15.

17. See answer to number 15.

18. 220 ILCS 5/9-27 which forbids over billing.

Section 280-80 which requires an actual meter reading every second billing period.

Section 280-100 which provides that on a rebilling, the utility must allow the customer to pay over a period at least as long as over the period over which the express amount accrued.

19. Respondent has over-billed as set forth in the Complaint.

Respondent has used estimated bills for more than two consecutive periods.

Respondent has failed to give customer the same period of time to pay the re-bill as the time accrued for the rebilling.

20. See the bills attached to Complaint and other bills which show estimated readings.

21. Joseph Hibbs
Music Zone



ROBERT HABIB

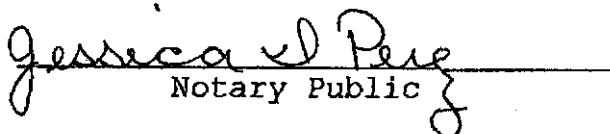
VERIFICATION

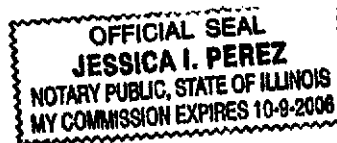
I, **JOSEPH HIBBS**, being duly sworn and deposed under oath, state that I have read the foregoing **AMENDED COMPLAINANT'S RESPONSE TO RESPONDENT'S DATA REQUESTS**, and it is true in substance and in fact.


JOSEPH HIBBS

SUBSCRIBED & SWORN to before me

this 26 day of June, 2003.


Notary Public



ROBERT HABIB
ATTORNEY FOR COMPLAINANT
77 West Washington Street
Suite 411
Chicago, Illinois 60602
(312) 201-1421
Attorney #13519

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

MUSIC ZONE

Complainant,

vs.

THE PEOPLES GAS LIGHT AND
COKE COMPANY,

Respondent.

No. 01-0326

STIPULATION AND JOINT MOTION TO DISMISS

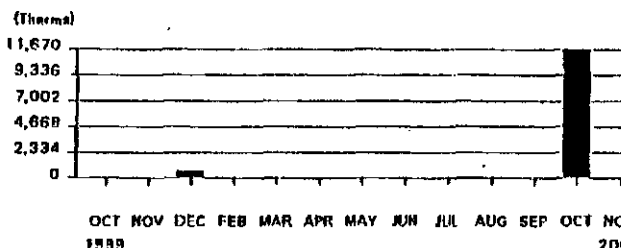
MUSIC ZONE, Complainant herein by Robert H. L. its
attorney, and THE PEOPLES GAS LIGHT AND COKE
COMPANY, Respondent herein, by its attorney, Peter Brigida, hereby stipulate
and agree that the Complaint in the above-entitled proceeding against
Respondent be dismissed and move the Illinois Commerce Commission to
dismiss that Complaint, all matters in dispute between the parties in the
Complaint having been resolved. Complainant forever waives all claims against
Respondent regarding the subject matter of the Complaint.

DATED at Chicago, Illinois this 15th day of August, 2001.Robert H. L.Peter Brigida

Customer Inquiries: 312-500-7000 Emergencies: 312-240-70

Account Number	Payment Due Date	Amount Due
8 5000 1841 0993	11/22/2000	\$6,905.87

SUMMARY OF USAGE



Average Daily Therms Used Temperature	Nov 1999 N/A 49 °F	Nov 2000 5.84 57 °F
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SUMMARY OF CHARGES

Credits And Charges Since Your Last Bill

Previous balance	\$6,792.20
Balance	\$6,792.20

Current Charges

Customer Charge	15.02
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First 100 Therms	\$3.4107 x	56.67 Therms =	19.33
Over 100 Therms	\$1.3180 x	42.85 Therms =	5.62

Environ Activities	\$0.00220 x	99.32 Therms =	0.22
Gas Charge	\$6.2970 x	99.32 Therms =	62.54
Current Charges Before Taxes			102.73

Taxes			
Illinois Gross Revenue Tax	\$102.73 x	0.10 % =	0.10
Chgo Municipal Utility Tax	\$102.73 x	8.24 % =	8.48
Illinois Gas Revenue Tax	\$0.024 x	99.32 Therms =	2.38
Current Charges After Taxes			113.67

Total Balance	\$6,905.87
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CURRENT USAGE

Billing Period	10-17-00	to	11-03-00	Days of Service
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Previous	Meter Reading	Current	Di
Meter Number P1682917			(100)
6 Actual 10-17	103 Estimate 11-03		

Therm Conversion	97 x 1.024 BTU Factor =	99.1
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MESSAGES

Return this portion with your check made payable to Peoples Energy. Please write your account number on your check. Your serv. provided by Peoples Gas, a subsidiary of Peoples Energy. "Peoples Energy" is a service mark and trade name licensed to Peoples

PAYMENT COUPON

ACCOUNT NUMBER: 8 5000 1841 0993

Please Pay By 11/22/2000	
If paid after 11/22/2000	\$6,907.54
Account Balance	Amount Enclose
\$6,905.87	

If paying by mail, please allow 5 days for delivery.

The Add-a-Dollar Program allows customers to assist low-income households. Customers' donations are matched on a two-for-one dollar basis by Peoples Gas. To contribute, simply Add-A-Dollar to your payment.

Please do not write or stamp below this line.

488500018410993000050000069058700

CAR-RT SORT **B005

THE MUSIC ZONE
PO BOX 412
RIVERSIDE IL 60546-6412

PEOPLES GAS
CHICAGO IL 60687-0001

SETTLEMENT AGREEMENT

In consideration of The Peoples Gas Light and Coke Company refunding two-thousand one hundred dollars (\$2,100.00) to the Music Zone, the Music Zone hereby agrees to dismiss its complaint brought in the Illinois Commerce Commission against The Peoples Gas Light and Coke Company, docket number 01-0326 (the "Complaint"). The Music Zone hereby forever waives all claims against The Peoples Gas Light and Coke Company regarding the subject matter of the Complaint.

The Music Zone

By: *[Signature]*Title: AttorneyDate: 8/1/01

The Peoples Gas Light and Coke Company

By: *[Signature]*Title: CounselDate: 8-1-01